IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

SUMMONS FOR JUDGMENT NO.679 OF 2005

IN

SUMMARY SUIT NO.1674 OF 2005

S.S.Agarwal, HUF, as Karta &
Proprietor of M/s.Karan Steel. ...Plaintiff

vs.

Elcy Varghese, Proprietress of
Binu Plastic Engg.. ...Defendant.

Mr.T.J.Pandian i/b. Pandian & Associates, for Plaintiff.

Mr.S.A.Sawant i/b. MR.S.P.Wakode, for Defendant.

CORAM: D.K.DESHMUKH,J.

DATED: 5th June, 2006.

P.C.:-

By consent of parties, summons for judgment is disposed of in the following terms:-

1. The defendant to deposit in this Court amount of Rs.4,33,044/- within a period of Twelve weeks from today with due intimation to the plaintiff. On that deposit being made within the aforesaid period, leave to defend shall stand granted the defendant. In

that event, the defendant to file written statement within a period of Twelve weeks from the date of deposit of the amount.

2. In case the amount is deposited, the Prothonotary and Senior Master of this Court shall invest the amount in fixed deposit in a nationalised bank during the pendency of the suit.

3. In case the defendant fails to deposit the amount within the aforesaid period, the suit shall stand decreed in terms of prayer clause (a).

Summons for judgment is disposed of.